



State of Rhode Island and Providence Plantations

DEPARTMENT OF ATTORNEY GENERAL

150 South Main Street • Providence, RI 02903
(401) 274-4400 - TDD (401) 453-0410

Peter F. Kilmartin, Attorney General

June 29, 2016

[REDACTED]

RE: State of Rhode Island v. Louis Q. Clubhouse, Inc. d/b/a Faial Restaurant and Lounge, Jose Faria and Emelia Faria, Individually C.A. No. PC 16-0448

Dear [REDACTED],

Enclosed please find an Affidavit with respect to your complaint against Faial Restaurant and Lounge. The completed Affidavit will be submitted to the Court, along with the Affidavits from other consumers, as evidence of the total amount of restitution being requested in the Judgment this office is seeking against the Defendants. Please take a moment to review the Affidavit and fill in the necessary information in Paragraphs 1, 2, 4, 7, 11 and 12 of your Affidavit. Also, in order for our Office to submit your Affidavit to the Court, it will be necessary for you to sign the Affidavit before a Notary.

Please attach your original gift certificate to your Affidavit and return the original of your completed, signed and notarized Affidavit with the gift certificate to my attention no later than July 15, 2016. If you have lost or destroyed your gift certificate, you may still submit a claim by checking the box in front of Paragraph 12; however, it will be for the Court to determine the adequacy of the claims, based on the evidence presented. Thank you for your attention to this matter.

Sincerely,

Anne T. Turilli
Special Assistant Attorney General

STATE OF RHODE ISLAND
PROVIDENCE, SC.

SUPERIOR COURT

STATE OF RHODE ISLAND

v.

C.A. No. PC 16-0448

Louis Q. Clubhouse, Inc. d/b/a
Faial Restaurant and Lounge;
Jose Faria and Emelia Faria, Individually

AFFIDAVIT

1. I, _____, under oath, hereby depose and state that the following is true to the best of my knowledge: That I purchased and/or received gratuitously a gift certificate for Faial Restaurant and Lounge ("Faial's") (Circle either "purchased" or "received gratuitously" to indicate how you came into possession of the gift certificate(s)).
2. (If you purchased the gift certificate(s), please complete the following statement):
That I purchased or have personal knowledge that the gift certificate(s) was purchased for \$ _____ dollars from one of the named Defendants in the above-entitled matter, or from their agent and/or employee.
3. That the terms of the gift certificate provided that it was to be used towards the cost of food and/or beverage at Faial's.
4. That I have personal knowledge that the actual amount that was paid for the gift certificate(s) was \$ _____ dollars.
5. That I understand that the amount actually paid for the gift certificate may be less than

the face value of the gift certificate.
6. That, according to Rhode Island law, the gift certificate has no expiration date.

7. That I purchased and/or received the gift certificate on or about

_____ (Date).

8. That I was unable to use my gift certificate(s) because Faial's closed and is no longer in business.

9. That I have not used my gift certificate(s) at any other restaurant that may have honored the Faial's gift certificates for a period of time.

10. That I did not receive the gift certificate for free from the Defendants or their employees as a promotion.

11. (If you have the original gift certificate, please place an "x" in the box in front of the following statement and attach the original gift certificate):

☐ That in support of my claim for restitution I have attached the original gift certificate to this affidavit.

12. (If the original gift certificate has been lost or destroyed, please place an "x" in the box in front of the following statement):

☐ That the original gift certificate has been lost or destroyed.

Signature

Subscribed and sworn before me this ____ day of July 2016

Notary Public
My Commission Expires: